

# Summary of Actions Taken on Waivers by the State Board of Education

January 2010 - December 2010

## Waiver Topic /Ed Code Waived/Ed Code Title

		Approved	Approved with Conditions	Denied	Withdrawn	No Action	Total
<b>Academic Performance Index (API) Score Waiver</b>		<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>
5 CCR 1032(d)(5)	Test Takers Less Than 85 Percent	1	0	0	0	0	1
<b>Administrator/Teacher Ratio</b>		<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>
41402(a)	Administrator/Teacher Ratio in Elementary School D	1	0	0	0	0	1
<b>Charter School Program</b>		<b>1</b>	<b>17</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>20</b>
portions of EC 47652(b)	Advanced Apportionment	1	0	0	0	0	1
CCR, Title 5, Section 11960(a)	Attendance Accounting for Multi-Track	0	7	0	0	0	7
47605(d)(1)	Attendance Area	0	1	0	0	0	1
47605(d)(1) and 47605(d)(2)(a)	Attendance Area	0	1	0	0	0	1
47605.1(c)(2)	Geographic Limitations - Non-classroom Based	0	0	0	1	0	1
portions of 51745.6, CCR Title 5, 11704, and portions of 11963.4(a)(3)	Pupil Teacher Ratio	0	2	0	0	1	3
11960(b)	Reduced Charter Year by Five Days or Less	0	6	0	0	0	6
<b>Class Size Penalties</b>		<b>0</b>	<b>80</b>	<b>0</b>	<b>8</b>	<b>4</b>	<b>92</b>
portions of 41376 (a), (c) and (d)	Over Limit on Grades 1-3	0	16	0	1	0	17
41376 (b) and (e)	Over Limit on Grades 4-8	0	46	0	5	2	53
portions of 41378 (a) through (e)	Over Limit on Kindergarten	0	2	0	1	0	3
portions of 41376 (a), (c), (d) and 41378 (a) through (e)	Over limit on Kindergarten - Grade 3	0	16	0	1	2	19
<b>Community Day Schools (CDS)</b>		<b>5</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>18</b>
48916.1(d) and portions of 48660 and 48661(a)	Collocate Facilities and Commingle Grade Levels	0	1	0	0	0	1

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<b>Community Day Schools (CDS)</b>		<b>5</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>18</b>
48661(a)	Collocate Facilities	4	0	0	0	0	4
48916.1(d) and portions of Section 48660	Commingle Grade Levels	1	10	0	0	2	13
<b>Deferral of Apportionments</b>		<b>0</b>	<b>0</b>	<b>3</b>	<b>1</b>	<b>38</b>	<b>42</b>
14041.6	Charter Schools	0	0	3	0	21	24
14041.6	District	0	0	0	1	17	18
<b>Federal Program Waiver</b>		<b>572</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>2</b>	<b>576</b>
PL 109-270 Section 131(c)(1)	Carl D. Perkins Voc and Tech Ed Act	21	0	0	2	1	24
Section I(a) and (d)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section I(b) and Section II(a)(b)(c)(d) and (e)	Title I Part A - ARRA Waivers	2	0	0	0	0	2
Section I(b), Section II(a) and (b)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section I(b), Section II(a) and (d)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section I(b), Section II(a)(b)(c) and (d)	Title I Part A - ARRA Waivers	3	0	0	0	0	3
Section I(b), Section II(a)(b)(c) and (e)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section I(b), Section II(a)(b)(c)(d) and (e)	Title I Part A - ARRA Waivers	39	0	0	0	0	39
Section I(b), Section II(a)(c)(d) and (e)	Title I Part A - ARRA Waivers	4	0	0	0	0	4
Section I(b), Section II(a)(d) and (e)	Title I Part A - ARRA Waivers	4	0	0	0	0	4
Section I(b), Section II(b) and (c)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section I(b), Section II(c)(d) and (e)	Title I Part A - ARRA Waivers	4	0	0	0	0	4
Section I(b), Section II(d) and (e)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section I(b), Section II(e)	Title I Part A - ARRA Waivers	3	0	0	0	0	3
Section II(a)	Title I Part A - ARRA Waivers	5	0	0	0	0	5
Section II(a) and (b)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(a) and (c)	Title I Part A - ARRA Waivers	2	0	0	0	0	2

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<b>Federal Program Waiver</b>		<b>572</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>2</b>	<b>576</b>
Section II(a) and (d)	Title I Part A - ARRA Waivers	8	0	0	0	0	8
Section II(a) and (e)	Title I Part A - ARRA Waivers	18	0	0	0	0	18
Section II(a)(b) and (c)	Title I Part A - ARRA Waivers	5	0	0	0	0	5
Section II(a)(b) and (d)	Title I Part A - ARRA Waivers	2	0	0	0	0	2
Section II(a)(b) and (e)	Title I Part A - ARRA Waivers	4	0	0	0	0	4
Section II(a)(b)(c) and (d)	Title I Part A - ARRA Waivers	13	0	0	0	0	13
Section II(a)(b)(c) and (e)	Title I Part A - ARRA Waivers	12	0	0	0	0	12
Section II(a)(b)(c)(d) and (e)	Title I Part A - ARRA Waivers	114	0	0	0	0	114
Section II(a)(b)(d) and (e)	Title I Part A - ARRA Waivers	4	0	0	0	0	4
Section II(a)(c) and (d)	Title I Part A - ARRA Waivers	2	0	0	0	0	2
Section II(a)(c) and (e)	Title I Part A - ARRA Waivers	8	0	0	0	0	8
Section II(a)(c)(d) and (e)	Title I Part A - ARRA Waivers	26	0	0	0	0	26
Section II(a)(d) and (e)	Title I Part A - ARRA Waivers	42	0	0	0	0	42
Section II(b)	Title I Part A - ARRA Waivers	4	0	0	0	0	4
Section II(b) and (c)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(b) and (e)	Title I Part A - ARRA Waivers	8	0	0	0	0	8
Section II(b)(c) and (e)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(b)(c)(d) and (e)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(c)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(c) and (d)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(c)(d) and (e)	Title I Part A - ARRA Waivers	2	0	0	0	0	2
Section II(c)(e)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
Section II(c), Section II(e)	Title I Part A - ARRA Waivers	2	0	0	0	0	2
Section II(d)	Title I Part A - ARRA Waivers	7	0	0	0	0	7
Section II(d) and (e)	Title I Part A - ARRA Waivers	6	0	0	0	0	6
Section II(e)	Title I Part A - ARRA Waivers	184	0	0	0	1	185

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<b>Federal Program Waiver</b>		<b>572</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>2</b>	<b>576</b>
Section II (a) and (d)	Title I Part A - ARRA Waivers	1	0	0	0	0	1
<b>Immediate Intervention/Underperforming Schools Program (IIUSP)</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>
52055.55(b)(2)(c)	Early Exit from Secondary Sanctions	0	0	0	1	0	1
<b>Independent Study Program</b>		<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>2</b>
51745 (b)	Pupil Teacher Ratio	0	0	0	1	0	1
51745.6(a)	Pupil Teacher Ratio	0	1	0	0	0	1
<b>Instructional Materials Funding Realignment Program (IMFRP)</b>		<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2</b>
60242(a) and 60422(a)	Petition to Purchase Special Education Non Adopted Material	2	0	0	0	0	2
<b>Instructional Time Requirement Audit Penalty</b>		<b>0</b>	<b>16</b>	<b>0</b>	<b>2</b>	<b>1</b>	<b>19</b>
46201(d)	Below 1982-83 Base Minimum Minutes	0	3	0	0	0	3
47612.5(c)	Charter - Minimum Instructional Time	0	8	0	1	1	10
46200(c)	Fallen Below 180 Days	0	3	0	1	0	4
46201(d)	Longer Day and Year - District	0	2	0	0	0	2
<b>Kindergarten</b>		<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>
48000(a)	Age of Admission	0	0	1	0	0	1
<b>Open Enrollment</b>		<b>40</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>0</b>	<b>42</b>
48352(a) and CCR Title 5 Section 4701	Removal From the List of LEAs	40	0	0	2	0	42
<b>Other Waivers</b>		<b>2</b>	<b>3</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>7</b>
45134(c)	Employment - Retirement System	1	1	0	0	0	2
48645.2	Jurisdiction of Juvenile High School	1	0	0	0	0	1
37223	Other Waivers	0	0	0	1	0	1
52301.2	Other Waivers	0	0	0	0	1	1
portions of 45287, 45288, and 45289	Provisional Employee Appointments	0	1	0	0	0	1
44908	Teacher Tenure when Part-time	0	1	0	0	0	1
<b>Out-of-State Use of Funds and Transportation Allowances</b>		<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2</b>

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<b>Out-of-State Use of Funds and Transportation Allowances</b>		<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2</b>
35330(d)	Out-of-State Use of Funds and Transportation Allowances	2	0	0	0	0	2
<b>Physical Education Program</b>		<b>1</b>	<b>2</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>4</b>
51222(a)	Block Schedules	1	2	0	0	0	3
51222	Interscholastic Non-Athletic Programs	0	0	0	1	0	1
<b>Physical Fitness Testing</b>		<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>
portions of 60800 (a)	Physical Fitness Testing	0	1	0	0	0	1
<b>Quality Education Investment Act</b>		<b>0</b>	<b>8</b>	<b>2</b>	<b>2</b>	<b>4</b>	<b>16</b>
52055.740(a)	Class Size Reduction Requirements	0	8	2	2	2	14
52055.750(a)	Money to Follow Identified Students	0	0	0	0	2	2
<b>Sale or Lease of Surplus Property</b>		<b>0</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3</b>
portions of 17455, 17466, 17472, and 17475, and all of 17473, and 17474	Lease of Surplus Property	0	1	0	0	0	1
17464(b)(c), 17473, 17474	Sale of Surplus Property	0	1	0	0	0	1
17466, 17472, 17473, 17474 and 17475	Sale of Surplus Property	0	1	0	0	0	1
<b>School Accountability Report Card</b>		<b>111</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>10</b>	<b>121</b>
35256(c) and 35258	February 1 Timeline	111	0	0	0	10	121
<b>School Construction Bonds</b>		<b>0</b>	<b>8</b>	<b>0</b>	<b>0</b>	<b>4</b>	<b>12</b>
15102 and 15268	Bond Indebtedness Limit - Non-Unified after 2000	0	0	0	0	2	2
15106 and 15270(a)	Bond Indebtedness Limit - Unified after 2000	0	1	0	0	1	2
15270	Bond Indebtedness Limit - Unified after 2000	0	2	0	0	0	2
15270(a)	Bond Indebtedness Limit - Unified after 2000	0	1	0	0	0	1
15282	Citizens Oversight Committee - Term Limits	0	4	0	0	1	5
<b>School District Reorganization</b>		<b>9</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>12</b>

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<b>School District Reorganization</b>		<b>9</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>12</b>
5091	60 day Requirement to Fill Board Vacancy	1	0	0	0	0	1
5020, portions of 5019, 5021, and 5030	Election of Governing Board	2	0	0	0	0	2
5020, portions of 5019, 5021, and 5030	Election Requirements and Speed Transfer Process	0	0	0	0	1	1
5020, portions of 5019, 5021, and 5030	Elimination of Election Requirement	4	0	0	0	1	5
portions of 35780 and 35782	Lapsation of a Small District	0	0	0	0	1	1
1004, 5020 and portions of 5019, 5021 and 5030	Size of Governing Board	1	0	0	0	0	1
5020, portions of 5019, 5021, and 5030	Size of Governing Board	1	0	0	0	0	1
<b>Schoolsite Council Statute</b>		<b>0</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>9</b>	<b>38</b>
52852	Number and Composition of Members	0	10	0	0	6	16
52852	Shared Schoolsite Council	0	13	0	0	3	16
52852	Shared Schoolsite Council with Reduced Number and Composition	0	6	0	0	0	6
<b>Special Education Program</b>		<b>4</b>	<b>89</b>	<b>11</b>	<b>19</b>	<b>19</b>	<b>142</b>
51224.5(b)	Algebra I Requirement for Graduation	0	6	0	0	1	7
5 CCR 3052(l)(5)	Child Specific/ NPA or NPS Certification	0	0	0	1	0	1
56366.1(a)	Child Specific/ NPA or NPS Certification	0	0	0	1	0	1
CCR, Title 5, Section 3051.16(b)(3)	Educational Interpreter for Deaf and Hard of Hearing	0	70	10	12	17	109
CCR, Title 5, Section 3043(d)	Extended School Year (Summer School)	0	4	0	0	1	5
56366.1(h)	Non Public Agency (NPA or School (NPS) Annual Renewal of Certification	4	0	0	0	0	4
56195.3(b)	One year notice to change SELPA	0	0	0	2	0	2
56362(c)	Resource Teacher Caseload	0	9	1	3	0	13
<b>State Meal Mandate</b>		<b>36</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>1</b>	<b>40</b>
49550	Saturday School Session	1	0	0	0	1	2

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<b>State Meal Mandate</b>		<b>36</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>1</b>	<b>40</b>
49550	Summer School Session	35	0	0	3	0	<b>38</b>
<b>State Testing Apportionment Report</b>		<b>24</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>2</b>	<b>27</b>
CCR, Title 5, Section 1225(b)(2)(A)	CAHSEE	7	0	0	0	0	<b>7</b>
CCR, Title 5, Section 862(c)(2)(A) and 1225(b)(2)(A)	CAHSEE and STAR	1	0	0	0	0	<b>1</b>
CCR, Title 5, Section 115617.5(b)(1) (A)	CELDT	10	0	0	1	0	<b>11</b>
CCR, Title 5, Section 862(c)(2)(A) and 11517.5(b)(1)(A)	CELDT and STAR	1	0	0	0	0	<b>1</b>
CCR, Title 5, Section 862(c)(2)(A)	STAR	4	0	0	0	2	<b>6</b>
CCR, Title 5, Sections 862(c)(2)(A), 1225(b)(2)(A) and 11517.5(b)(1)(A)	STAR, CAHSEE and CELDT	1	0	0	0	0	<b>1</b>
<b>Sufficiency of Instructional Materials - EC 60119</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>1</b>
60119	10 Days Notice	0	0	0	0	1	<b>1</b>
<b>Totals</b>		<b>811</b>	<b>268</b>	<b>17</b>	<b>45</b>	<b>102</b>	<b>1243</b>